

FILED

FEB - 4 2008

CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY KM DEPUTY

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

10 DIAZ; GATES, ET AL.,

Plaintiff,

11 vs.

13 CARROLL; NAIMAN, ET AL.,

Defendant.

C 08

0042

CASE NO. JSW

PRISONER'S
APPLICATION TO PROCEED
IN FORMA PAUPERIS (PR)

15
16 I, Q. DIAZ GATES-NGUYEN, declare, under penalty of perjury that I am the ^{ONE OF}
17 plaintiff in the above entitled case and that the information I offer throughout this application
18 is true and correct. I offer this application in support of my request to proceed without being
19 required to prepay the full amount of fees, costs or give security. I state that because of my
20 poverty I am unable to pay the costs of this action or give security, and that I believe that I am
21 entitled to relief. OUR PLAINTIFFS ARE STUDENTS SURVIVING ON RESEARCH GRANTS.

22 In support of this application, I provide the following information:

23 1. Are you presently employed? Yes * No _____

24 If your answer is "yes," state both your gross and net salary or wages per month, and give the
25 name and address of your employer:

26 Gross: \$1.00 PER YEAR Net: \$1.00 PER YEAR + STOCK OPTIONS

27 Employer: MICROSOFT INVESTMENT CLUBS, Inc MISSION IMPOSSIBLE FOUND (MIC)
1 MICROSOFT WAY, REDMOND, WA 98052 402 WEST BROADWAY #400
BCX 911, LA JOLLA, CA 92037 S.D. CA 92101-0121

28 REGISTERED 2002 W/ J.A.
SECRETARIAL SINE

1 If the answer is "no," state the date of last employment and the amount of the gross and net
 2 salary and wages per month which you received. (If you are imprisoned, specify the last
 3 place of employment prior to imprisonment.)

4 N/A

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 7 2. Have you received, within the past twelve (12) months, any money from any of the
 8 following sources:

9 a. Business, Profession or Yes No X
 10 self employment

11 b. Income from stocks, bonds, Yes No X
 12 or royalties?

13 c. Rent payments? Yes No X

14 d. Pensions, annuities, or Yes No X
 15 life insurance payments?

16 e. Federal or State welfare payments, Yes No X
 17 Social Security or other govern-
 18 ment source?

19 If the answer is "yes" to any of the above, describe each source of money and state the amount
 20 received from each.

21 N/A

22
 23 3. Are you married? Yes X No

24 Spouse's Full Name: WIFE WAS LOST AT 2005 KARINA'S HANDS, HER BODY ON DEEP

25 Spouse's Place of Employment: FREEZE AS ONE PROOF WE WERE THERE WHILE Q4
 26 TWIN BROTHER WAS AT CDR FACILITY.

27 Spouse's Monthly Salary, Wages or Income:

28 Gross \$ N/A Net \$ N/A

29 4. a. List amount you contribute to your spouse's support: \$ N/A

1 b. List the persons other than your spouse who are dependent upon you for
 2 support and indicate how much you contribute toward their support. (NOTE:
 3 For minor children, list only their initials and ages. DO NOT INCLUDE
 4 THEIR NAMES.).

5 N/A

6 7. Do you own or are you buying a home? Yes No X

8 Estimated Market Value: \$ N/A Amount of Mortgage: \$ N/A

9 6. Do you own an automobile? Yes No X

10 Make N/A Year N/A Model N/A

11 Is it financed? Yes N/A No N/A If so, Total due: \$ N/A

12 Monthly Payment: \$ N/A

13 7. Do you have a bank account? Yes No * (Do not include account numbers.)

14 Name(s) and address(es) of bank: N/A

15

16 Present balance(s): \$ N/A

17 Do you own any cash? Yes No * Amount: \$ N/A

18 Do you have any other assets? (If "yes," provide a description of each asset and its estimated

19 market value.) Yes No *

20 N/A

21 8. What are your monthly expenses?

22 Rent: \$ N/A Utilities: N/A

23 Food: \$ N/A Clothing: N/A

24 Charge Accounts:

Name of Account	Monthly Payment	Total Owed on This Acct.
<u> N/A </u>	\$ _____	\$ _____
<u> N/A </u>	\$ _____	\$ _____
<u> N/A </u>	\$ _____	\$ _____

1 9. Do you have any other debts? (List current obligations, indicating amounts and to
2 whom they are payable. Do not include account numbers.)

3 N/A

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5 10. Does the complaint which you are seeking to file raise claims that have been presented
6 in other lawsuits? Yes No

7 Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in
8 which they were filed.

9 N/A

10

11 I consent to prison officials withdrawing from my trust account and paying to the court
12 the initial partial filing fee and all installment payments required by the court.

13 I declare under the penalty of perjury that the foregoing is true and correct and
14 understand that a false statement herein may result in the dismissal of my claims.

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16 2007 Nov. 20

QDG FOR TWIN N. GARRUCHA-GALLEGO

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DATE

SIGNATURE OF APPLICANT

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Case Number: C08-0042 JSW

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CERTIFICATE OF FUNDS

10 **IN**

11 **PRISONER'S ACCOUNT**

12

I certify that attached hereto is a true and correct copy of the prisoner's trust account statement showing transactions of Q. DIAZ GATES-NGUYEN for the last six months GEORGE BOREY DETENTION FACILITY [prisoner name] where (s)he is confined. (Booked as GARRUCHO, N.G.) [name of institution] I further certify that the average deposits each month to this prisoner's account for the (1990 JAN. 1 TO 2007 NOV. 20) most recent 6-month period were \$ 3.39 and the average balance in the prisoner's account each month for the most recent 6-month period was \$ 3.39.

13

Dated: 2007 Nov. 20

C MART4SH, MARTINEZ

[Authorized officer of the institution]

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3.39
6/20.36
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